

REMARKS

The application has been amended and is believed to be in condition for allowance.

The Abstract has been amended. A substitute specification and marked-up copy are attached. The undersigned attorney verifies that no new matter is being entered by way of the substitute specification.

The amended Abstract and substitute specification are believed to address the formal matters raised by the Official Action in this regard.

The claims have been amended responsive to the indefiniteness rejection. Withdrawal of this rejection is solicited.

Claims 1-7 have been rejected as anticipated by PONTON 6,089,410. Claims 13-14 have been rejected as obvious over PONTON.

Claims 8-12, 15-16, and 19-24 were withdrawn from consideration.

The presently pending claims are believed to patentable recite the present invention.

Note that new claims have been introduced which read on the elected species of Figures 1-3. See also specification page 9, lines 18-21

PONTON does not teach or suggest the recited ready-to-be-filled container (1) for a product dispenser (2). In

particular, there is no teaching of a blow moulded single-piece plastic reservoir (9), for containing the product to be dispensed, the reservoir having lateral faces (10, 11, 12, 13), a top (14) and a bottom (15); a bottom face hole within the bottom, the bottom face hole being a product filling opening (16) and including an attached filling projection (17) projecting towards an outside of the reservoir (9); a top face hole within the top, the top face hole being a product dispensing opening (18) and including an attached dispensing projection (19) projecting towards the outside of the reservoir (9).

In contrast, PONTON discloses a packaging unit 1 including a reservoir 12 formed by a cylindrical bottom part of a body 10 and an attached bottom 15 fixed to the bottom end 14 of the body (col. 5, lines 25-29 and lines 36-37).

There is no teaching or suggestion of a single-piece moulded reservoir.

Nor is such a reservoir obvious.

In contrast to the present invention, PONTON discloses an injection moulding approach. Indeed, PONTON requires a combination of several features to provide an efficient fluid tightness to the reservoir, including: an annular portion 19 capable of force fit engagement and an O-ring 21 received in a groove 20. Note that the use of a force fit engagement leads to specific requirements in the machining of the annular portion.

Note further the mounting process of PONTON requires the additional step of attaching the bottom to the body.

The current invention's approach is more elegant and solves the problems of the fluid tightness and the mounting process of the container.

One of skill would not be motivated to modify PONTON to include the features of amended claim 1 and the new claims.

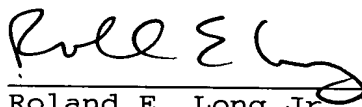
Accordingly, these claims are all believed to be non-obvious.

Applicant believes that the present application is in condition for allowance and an early indication of the same is requested.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

YOUNG & THOMPSON



Roland E. Long Jr. Reg. No. 41,949
745 South 23rd Street
Arlington, VA 22202
Telephone (703) 521-2297
Telefax (703) 685-0573
(703) 979-4709

REL:mjr
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APPENDIX:

The Appendix includes the following item(s):

- a Substitute Specification and a marked-up copy of the originally-filed specification (including amended abstract)